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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

MEGAN WHITE; JERONIMO AGUILAR;
LOREN WAYNE KIDD; LYRIC NASH;
NICOLLETTE JONES; and ODETTE
ZAPATA,

Plaintiffs,

vs.

SACRAMENTO POLICE DEPARTMENT;
THE CITY OF SACRAMENTO; DANIEL
HAHN; and DOES 1-200 (the names and
numbers of which are currently unknown),

Defendants.

Case No.: 2:21-cv-02211-JAM-DB

CITY OF SACRAMENTO'S NOTICE
OF MOTION AND MOTION FOR
ORDERS DISMISSING THE FIRST
AMENDED COMPLAINT

Date: April 19, 2022
Time: 1:30 p.m.
Courtroom: 6, 14th Floor
Judge: Hon. John A. Mendez

TO ALL PARTIES HEREIN AND TO THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that on April 19, 2022, or as soon thereafter as counsel may be heard in Courtroom 6 of the above-entitled Court, Defendants the City of Sacramento ("City") and Daniel Hahn (collectively Defendants) will move for Orders dismissing Plaintiffs' First Amended Complaint (FAC) in its entirety as to the Defendants and striking certain portions of Plaintiffs' FAC or claims therein. Specifically, the Defendants will move for an Order that the Court dismiss the FAC because Plaintiffs Megan White, Jeronimo Aguilar, Loren Wayne Kidd, Lyric Nash, Nicollette Jones, and Odette Zapata (collectively Plaintiffs) failed to comply

1 with the "short and plain" requirement of Rule 8 and the FAC fails to state a claim upon which
2 relief can be granted. In the alternative, Defendants move to strike portions of the FAC as
3 immaterial pursuant to Fed. R. Civ. P. 12(f) or move for a more definite statement pursuant to
4 Fed. R. Civ. P. 12(e).

5 This motion is made following the conference of counsel pursuant to the Court's standing
6 order which took place on January 19, 2022. In addition to the conference, the Defendants sent
7 multiple email correspondences outlining the grounds for the motion to dismiss.

8 The aforementioned Motion to Dismiss is based upon the Memorandum of Points and
9 Authorities, the pleadings and papers on file herein, as well as such argument that the Court
10 may entertain at the time of hearing.

11 DATED: February 16, 2022

SUSANA ALCALA WOOD,
City Attorney

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14 By: /s/ MATTHEW R. DAY

MATTHEW R. DAY
Senior Deputy City Attorney

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16 Attorneys for the CITY OF SACRAMENTO
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